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6                   UNITED STATES DISTRICT COURT  
7                   WESTERN DISTRICT OF WASHINGTON  
8                   AT SEATTLE

9                   UNITED STATES OF AMERICA,

NO. CR04-396-TSZ

10                   Plaintiff,

11                   v.

12                   JAMES NELSON HUTTON,

13                   Defendant.

SUMMARY REPORT OF  
U.S. MAGISTRATE JUDGE AS  
TO ALLEGED VIOLATIONS  
OF SUPERVISED RELEASE

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15                   An evidentiary hearing on a petition for violation of supervised release was held before  
16                   the undersigned Magistrate Judge on May 10, 2012. The United States was represented by  
17                   Assistant United States Attorney Susan Roe, and the defendant by James Vonasch.

18                   The defendant had been charged and convicted of Possession of Methamphetamine  
19                   with Intent to Distribute, in violation of 21 U.S.C. §§ 841(a)(1) and (b)(1)(A). On or about  
20                   June 23, 2005, defendant was sentenced by the Honorable Thomas S. Zilly, to a term of 72  
21                   months in custody, to be followed by 5 years of supervised release.

22                   The conditions of supervised release included the requirements that the defendant  
23                   comply with all local, state, and federal laws, and with the standard conditions. Special  
24                   conditions imposed included, but were not limited to, participation in substance abuse and  
25                   mental health programs, financial disclosure and submit to search.

1 In a Petition for Warrant or Summons, dated May 2, 2012, U.S. Probation Officer  
2 Jennifer J. Tien asserted the following violations by defendant of the conditions of his  
3 supervised release:

1. Failing to report for urinalysis testing on April 16, 2012, in violation of the special condition of drug aftercare.
  2. Using methamphetamine on or before April 16, 20, 24, 27, 2012, and May 1, 2012, I violation of standard condition number 7.

8 On May 8, 2012, defendant made his initial appearance. The defendant was advised  
9 the allegations and advised of his rights. On May 10, 2012, this matter came before the Court  
10 for an evidentiary hearing. Defendant admitted to violations 1 and 2.

I therefore recommend that the Court find the defendant to have violated the terms and conditions of his supervised release as to violations 1 and 2, and that the Court conduct a hearing limited to disposition. A disposition hearing on these violations has been set before the Honorable Thomas S. Zilly on May 29, 2012 at 1:30 p.m.

Pending a final determination by the Court, the defendant has been detained.

DATED this 11th day of May, 2012.

*James P. Donohue*  
JAMES P. DONOHUE  
United States Magistrate Judge

cc: District Judge: Honorable Thomas S. Zilly  
AUSA: Susan Roe  
Defendant's attorney: James Vonasch  
Probation officer: Jennifer J. Tien